

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
Criminal No. 4:95-CR-41-D-5
Civil No. 4:21-CV-34-D

DUSHAWN L. GARDNER,

Petitioner,

v.

UNITED STATES OF AMERICA,


Respondent.

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ORDER

Having examined petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **forty (40)** days of the filing of this order.

SO ORDERED. This 8 day of April, 2021.



JAMES C. DEVER III
UNITED STATES DISTRICT JUDGE